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September 23, 1992

Michael E. McNichols
Clements, Brown & McNichols
321 13th St.
P.O. Box 1510
Lewiston, ID 83501

Robert L. Graham
Jenner & Block
One IBM Plaza
Chicago, IL 60611

Re: Avery Landing

Dear Mike and Bob:

I have reviewed Potlatch's offer to implement the remediation plan for the Avery Landing site with the Department and have talked to CMC regarding the offer. Regarding the conditions set forth in Mike's letter of July 7, 1992:

1. The Department cannot agree to a limit on the money spent to implement the remediation plan. The Department has had one of its contractors that has installed and operated a similar remedial system review the cost estimates for the remediation at Avery Landing, and it is the opinion of the contractor that the \$355,000 figure is a reasonably accurate estimation of costs.

2. The Department cannot condition its settlement of this matter upon EPA approval. This does not mean that Potlatch and CMC cannot continue a dialog with EPA regarding this site. My contact regarding this site at EPA is Mark Masarik, (208)334-9506.

3. The Department is willing to condition performance of the remediation plan upon the receipt of access upon reasonable terms from third parties. The Department agrees to assist Potlatch and CMC in obtaining access.

4. Appropriate public notice of the remediation will be undertaken by the Department.

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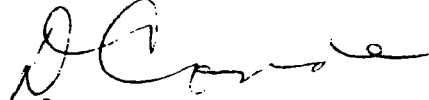


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Michael E. McNichols
Robert L. Graham
Page 2
September 23, 1992

I am in the process of preparing a Consent Order. I will forward the Consent Order to you for review as soon as possible. In the meantime, if you have any questions or comments, please give me a call.

Yours very truly,



Douglas M. Conde
Deputy Attorney General

DMC/pjs

cc: Joe Nagel
Gwen Burr
Lisa Prochnow
Joe Baldwin